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PATENT  
Attorney Docket No. P1326REI

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Loftus

Art Unit: 3671

Application No. 09/541,162

Examiner: Robert Eric Pezzuto

Filed: March 31, 2000

For: RETROFIT CHAIN SICKLE  
CUTTER

Reissue of U.S. Patent No. 5,845,474  
Issued: December 8, 1998

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned for failure to file a proper reply to a Final Office Action by the United States Patent and Trademark Office. Applicant hereby petitions for revival of this application.

**1. Petition Fee**

- ☒ Small entity - fee \$ 750.00 (37 CFR 1.17(m)). Applicants claim small entity status.  
See 37 CFR 1.27.  
☐ Other than small entity - \$ \_\_\_\_\_ (37 CFR.1.17(m)).

**2. Reply and/or fee**

- A. The reply and/or fee to the above-noted Office action in the form of Amendment:  
☐ has been filed previously on \_\_\_\_\_.  
☒ is enclosed herewith.  
B. The issue fee of \$\_\_\_\_.  
☐ has been paid previously on \_\_\_\_\_.  
☐ is enclosed herewith.

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

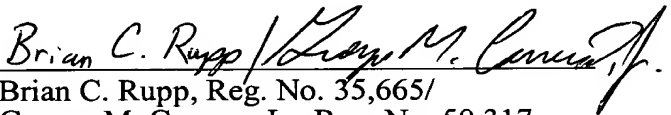
☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Enclosures: ☒ Fee Payment:  
☒ Please charge Deposit Account No. 07-0181  
in the sum of \$750.00. A duplicate copy of this Petition is  
attached.  
☒ Amendment  
☐ Terminal Disclaimer Form  
☐ Additional sheets containing statements establishing unintentional delay  
☒ Other: Copy of Second Supplemental Declaration and Power of Attorney  
for Reissue Application.

Applicant authorizes the Commissioner to charge any additional fees associated with this petition to Deposit Account No. 07-0181. A duplicate copy of this Petition is enclosed herewith.

Respectfully submitted,



Brian C. Rupp, Reg. No. 35,665/  
George M. Carrera, Jr., Reg. No. 50,317  
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191 N. Wacker Drive, Suite 3700  
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(312) 569-3000 (facsimile)  
Customer No.: 08968

Date: February 1, 2005

In re Appln. of Loftus  
Application No. 09/541,162

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**Certification under 37 C.F.R. § 1.10 (if applicable)**

EU909390550US

February 1, 2005

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*Express Mail mailing number*

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*Date of Deposit*

I hereby certify that the attached Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137 (b), including any documents or materials referred to thereon as enclosures or attachments, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

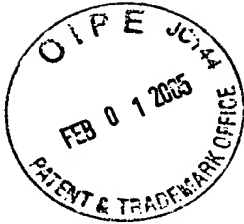
Zenash Kebeck

*(Typed or printed name of person making deposit)*

Zenash Kebeck

*(Signature of person making deposit)*

CH02/22365935.1



**EXPRESS MAILING CERTIFICATE  
UNDER 37 CFR § 1.10**

**Date of Deposit: February 1, 2005**

**"Express Mail" Mailing Number: EU909390550US**

I hereby certify that the attached correspondence, including any documents or materials referred to thereon as enclosures or attachments, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to:

Mail Stop Petition  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Title: RETROFIT CHAIN SICKLE CUTTER

Applicant(s): Loftus

Patent No.: 09/541,162

Filing Date: March 31, 2000

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Enclosed:

1. Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (3 pgs) and duplicate thereof (3 pgs)
2. Amendment (5 pgs)
3. Copy of Second Supplemental Declaration and Power of Attorney for Reissue Application (3 pgs)
4. Authorization to charge deposit account in the amount of \$750.00
5. Return postcard

Zenash Kebeke  
Typed or Printed Name

Zenash Kebeke  
Signature

Attorney Docket No. **P1326REI**  
Client No. 081165-0001